

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

John Z and Jane X,

NO. C 09-00913 JW

Plaintiffs,

**ORDER GRANTING PLAINTIFF'S
MOTION TO DISMISS**

v.

Nga Nguyen, Vien Thao Media, Inc., et al.

Defendants.

Presently before the Court is Plaintiffs' Motion to Dismiss without prejudice. (See Docket Item No. 11.) The Court finds good cause to GRANT Plaintiffs' Motion since it appears that Plaintiffs have failed to serve Defendants within the 120 days permitted by Fed. R. Civ. P. 4(m). Accordingly, the Court DISMISSES this action pursuant to Fed. R. Civ. P. 41(a).

The Clerk shall close this file.

Dated: October 1, 2009



JAMES WARE
United States District Judge

THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:

Paul Bick Nguyen
556 N. First Street, Ste. 100
San Jose, CA 95112

Dated: October 1, 2009

Richard W. Wieking, Clerk

By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy